

State Water Resources Control Board

JAN 29 2019

[via U.S. Mail and email]

Glen H. Spain, General Legal Counsel  
Pacific Coast Federation of  
Fishermen's Associations, Institute for  
Fisheries Resources  
Northwest Regional Office  
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Nathaniel Kane, Esq.  
Environmental Law Foundation  
1736 Franklin Street, 9th Floor  
Oakland, CA 94612  
[nkane@envirolaw.org](mailto:nkane@envirolaw.org)

Dear Messrs. Spain and Kane:

PETITION OF PACIFIC COAST FEDERATION OF FISHERMAN'S ASSOCIATION/INSTITUTE FOR FISHERIES RESOURCES AND ENVIRONMENTAL LAW FOUNDATION FOR REVIEW OF 13267 REQUEST FOR INFORMATION ABOUT LILY BULB OPERATIONS IN SMITH RIVER PLAIN ISSUED BY NORTH COAST REGIONAL WATER QUALITY CONTROL BOARD: ACKNOWLEDGMENT OF PETITION RECEIVED AND APPROVAL OF REQUEST TO PLACE ACTIVE PETITION INTO ABEYANCE  
**SWRCB/OCC FILE A-2614**

This will acknowledge the State Water Resources Control Board's (State Water Board's) receipt of your petition on November 1, 2018 and of your request to place your petition into abeyance on January 29, 2019. Pursuant to your request, the State Water Board will place this active petition into abeyance. We will hold the petition in abeyance until January 29, 2021. Please pay careful attention to this date, because the State Water Board is not responsible for reminding petitioners that their abeyance periods are about to expire. If the State Water Board does not receive prior to 5:00 p.m. on the last business day before January 29, 2021 either (1) a written request to further extend the abeyance period, or (2) a written request to remove the petition from abeyance and reactivate the petition, then this petition will be deemed withdrawn as of January 29, 2021. If the petition is deemed withdrawn, you will not be able to seek judicial review of the regional water quality control board's action or inaction. Requests to extend abeyance periods or to remove petitions from abeyance should be sent to [waterqualitypetitions@waterboards.ca.gov](mailto:waterqualitypetitions@waterboards.ca.gov) or to the mailing address below. A copy of the request must be sent to the other parties to the petition, including the regional water quality control board.

If you decide that you would like to remove this petition from abeyance and reactivate it at some time in the future, it is important that you carefully consult the State Water Board's regulations. (See Cal. Code Regs., tit. 23, § 2050.5, subd. (g).) This petition was active for 89 days. Therefore, if you request that this petition be removed from abeyance and reactivated, the petition will be dismissed on the 2<sup>nd</sup> day following the State Water Board's receipt of your written request to remove the petition from abeyance unless:

FELICIA MARCUS, CHAIR | EILEEN SOBIECH, EXECUTIVE DIRECTOR

1000 I Street, Sacramento, CA 95814 | Mailing Address: P.O. Box 100, Sacramento, CA 95812-0100 | [www.waterboards.ca.gov](http://www.waterboards.ca.gov)

JAN 29 2019

Glen H. Spain, Esq.  
Nathaniel Kane, Esq.

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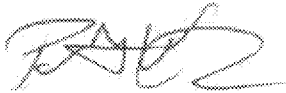
- (1) the State Water Board has notified you, the regional water quality control board and interested persons that the regional water quality control board and interested persons have 30 days to respond to the petition;
- (2) the State Water Board has received a written request from you to place this petition back in abeyance; or
- (3) the State Water Board has notified you that the petition is dismissed.

If none of these events occurs prior to 5:00 p.m. on the last business day before the 2<sup>nd</sup> day after the State Water Board receives your written request to remove the petition from abeyance, this petition will be automatically dismissed without further action by the State Water Board. Dismissal of a petition, whether done by operation of law or by a letter issued by the State Water Board, is a final agency action for purposes of seeking judicial review of the regional water quality control board's action or inaction.

If you have any questions regarding this letter, please contact me at (916) 341-5178.

***IN ALL FUTURE CORRESPONDENCE, PLEASE REFER TO  
SWRCB/OCC FILE A-2614***

Sincerely,



Philip G. Wyels  
Assistant Chief Counsel

cc: See next page

cc: **[via U.S. Mail only]**  
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(Continued)

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